

Exhibit 76

SCHOOL DISTRICT/LOCAL GOVERNMENT ENTITY PLAINTIFFS' OPPOSITION TO DEFENDANTS' MOTION TO EXCLUDE TESTIMONY OF SCHOOL DISTRICT EXPERTS

Case No.: 4:22-md-03047-YGR
MDL No. 3047

In Re: Social Media Adolescent Addiction/Personal Injury Products Liability Litigation

1 [Parties and Counsel Listed on Signature Pages
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5 UNITED STATES DISTRICT COURT
6 FOR THE NORTHERN DISTRICT OF CALIFORNIA
7

8 IN RE: SOCIAL MEDIA
9 ADOLESCENT
10 ADDICTION/PERSONAL INJURY
PRODUCTS LIABILITY LITIGATION

MDL No. 3047

Case No. 4:22-md-03047-YGR (PHK)

**PLAINTIFF BOARD OF EDUCATION
OF HARFORD COUNTY'S AMENDED
OBJECTIONS AND RESPONSES TO
DEFENDANTS' INTERROGATORIES
(SET 3)**

11 This Document Relates To:

13 *Board of Education of Harford County
v. Meta, et al., Case No. 23-cv-03065*

14 Judge: Hon. Yvonne Gonzalez Rogers

16 Magistrate Judge: Hon. Peter H. Kang

19 RESPONDING PARTY: BOARD OF EDUCATION OF HARFORD COUNTY

20 PROPOUNDING PARTE: DEFENDANTS

21 SET NO.: THREE (3)

22 DATE OF SERVICE: DECEMBER 17, 2024

23 Pursuant to Rules 26 and 33 of the Federal Rules of Civil Procedure and the Local Rules
24 of this judicial district, Board of Education of Harford County ("Plaintiff"), through the
25 undersigned counsel, hereby provides this answer and objections to the Defendants' Third Set of
26 Interrogatories (Set 3). Plaintiff has undertaken a reasonable effort to provide the information
27 requested by Interrogatory No. 5 to the extent the requested information is not subject to
objection. The following answer is given without prejudice to, and with the express reservation

1 of, Plaintiff's right to supplement or modify its answer and objections to address additional
 2 information, and to rely upon any and all such information and documents at trial or otherwise.
 3 See Fed. R. Civ. P. 26(e) (requiring supplementation if additional information is discovered)
 4 Plaintiff's answer is made without waiving its right to object (on the grounds of relevancy,
 5 hearsay, materiality, competency, or any other ground) to the use of its answer in any subsequent
 6 stage or proceeding in this Action or any other action.

7 **ANSWER TO INTERROGATORY**

8 **INTERROGATORY NO. 5:**

9 For each category of damages for which You are seeking damages in this Action,
 10 including each category (e.g., "Human and financial resources related to principals, teachers,
 11 staff, and other administrative costs," "Mental and Other Health Supports," "Public Safety and
 12 Property Damage," "Human and Financial Resources related to Litigation/General Counsel") and
 13 each subcategory (e.g., "increased hiring," "time lost," "implementation and enforcement of
 14 social media policies") You listed in Your Second Supplemental Initial Disclosures, please (a)
 15 describe what the category includes, (b) explain how You performed or arrived at Your
 16 computation, and (c) identify each cost or other input that You used in Your computation.

17 **AMENDED RESPONSE TO INTERROGATORY NO. 5:**

18 In addition to the objections stated in Plaintiff's prior response to Interrogatory No. 5 and
 19 incorporated here by reference, Plaintiff further objects that amendment of this Interrogatory is
 20 premature and untimely at this stage of the litigation. This interrogatory effectively requires that
 21 Plaintiff marshal all of the evidence it intends to offer at trial, far earlier than is required or
 22 necessary. Plaintiff also intends to submit expert reports that will examine these issues in detail
 23 and Defendants will have the opportunity to examine those witnesses at deposition and trial.

24 Plaintiff further objects that Defendants' demands for an updated answer to this
 25 Interrogatory and amendment of Plaintiff's prior answer are unduly burdensome and not
 26 proportional to the needs of the case at this juncture. Calculation of damages in this case will
 27 require expert testimony, which is forthcoming. Further, these demands for an updated answer as

1 Plaintiff's officers and employees that would have knowledge of these matters are preparing for
 2 imminent depositions by Defendants.

3 Plaintiff further objects to Defendants' use of the word "subcategory" to refer to "(e.g.,
 4 'increased hiring,' 'time lost,' 'implementation and enforcement of social media policies')."
 5 These damages are all interrelated. For instance, "time lost" leads to "increased hiring" and the
 6 two are not easily distinguishable. These individual parts cannot be broken out into separate
 7 subcategories at this time; certainly not without the assistance of expert testimony.

8 Plaintiff further objects to Defendants' requests for an amended response regarding "(b)
 9 explain how You performed or arrived at Your computation, and (c) identify each cost or other
 10 input that You used in Your computation" because it would require disclosure of privileged
 11 attorney-client discussions and attorney work product.

12 Subject to and without waiving the foregoing objections, Plaintiff ("HCPS") responds
 13 that, at this time after a reasonable investigation, its estimated past compensatory damages are in
 14 the amount of \$166,599,410.88. Below is a summary of the current estimated calculation of each
 15 category and sub-category of damages:

Category of Damages	Sub-Category of Damages	Total
	Teachers <ul style="list-style-type: none"> • Instructional Salaries • Instructional Costs • HCPS Teacher's Retirement Pension System 	\$ 86,073,076.70
Human and financial resources related to principals, teachers, staff, and other administrative costs	Principals and Assistant Principals <ul style="list-style-type: none"> • Office of the Principal 	\$ 14,749,403.58
	Administrative Costs <ul style="list-style-type: none"> • HCPS Employees' Retirement & Pension System • Fringe Benefits (all non-instructional employees, including health insurance, dental insurance, life insurance, etc.) • Communications 	\$ 29,363,360.27
Mental and Other Health Supports	Student Services Department <ul style="list-style-type: none"> • Psychological Services • Pupil Personnel Services • School Counseling Services • Family and Community Partnerships 	\$ 9,899,984.25

Category of Damages	Sub-Category of Damages	Total
Public Safety and Property Damage	Safety and Security Department	\$ 4,822,124.40
Technology and Curriculum Related Expenses	Technology and Curriculum <ul style="list-style-type: none"> • Career and Technology Programs • Office of Elem/Mid/High Schools • Office of Technology and Information 	\$ 21,418,425.48
Litigation/General Counsel	Legal Services	\$ 273,036.20
TOTAL		\$ 166,599,410.88

Documents Supporting Damages Computations:

HCPS_00431893; HCPS_00434543; HCPS_00431893; HCPS_00432372; HCPS_00432899; HCPS_00433362; HCPS_00433723; HCPS_00434125; HCPS_00438423; HCPS_00547101; HCPS_00036001; HCPS_00082000; HCPS_00431341; HCPS_00122887; HCPS_00238790; HCPS_00286027; HCPS_00437569; HCPS_00484372; HCPS_00083092; HCPS_00057131; HCPS_00047980; HCPS_00608424-HCPS_00608944.

In addition, this damages computation was based on attorney client communications and work product that are privileged and protected from disclosure.

Plaintiff is continuing to investigate and gather documents associated with this cost and will supplement with additional information as it become available.

This amount was computed based on two main inputs: (1) HCPS staff assessments of the programs and departments affected or created due to Defendants' conduct and (2) HCPS financial records that are either public or already produced. The staff assessments of programs were the result of attorney-client privileged conversations between HCPS and its counsel that are not subject to discovery. These assessments are Plaintiff's estimate of: (a) the proportion of staff time lost and (b) the proportion of costs and expenditures that are attributable to Defendants' conduct. The proportion of time or money spent is expressed as a percentage of the overall budget for each relevant department/program, which is deemed a "Weight (%)" . The Weight percentages assigned to each department/program are stated in **Attachment A**.

1 There are two sources of HCPS financial records: (a) HCPS Annual Comprehensive
 2 Financial Reports from Fiscal Year (“FY”) 2016 through FY 2024 and (b) HCPS Annual Budgets
 3 from 2016 through 2024. The HCPS Annual Comprehensive Financial Reports are already
 4 produced or are publicly available: HCPS_00122887; HCPS_00238790; HCPS_00286027;
 5 HCPS_00437569; HCPS_00484372; HCPS 00083092; HCPS_00057131.¹ The HCPS Annual
 6 Budgets have all been produced as HCPS_00431893; HCPS_00432372; HCPS_00432899;
 7 HCPS_00433362; HCPS_00433723; HCPS_00434125; HCPS_00438423; HCPS_00547101;
 8 HCPS_00036001; HCPS_00082000; HCPS_00431341; HCPS_00608836.²

9 The budgets for each department were derived from figures listed in the HCPS Annual
 10 Budgets—except for the “Instructional Salaries” figure, which was obtained from the HCPS
 11 Annual Comprehensive Financial Reports. These Annual Budget statements reflect the total
 12 budget (inclusive of salary and costs) by HCPS each year for each department/program that
 13 comprise the subcategories represented above. For example, under the “Teachers” subcategory
 14 there are four subcategories to consider, including “Instructional Salaries,” “Instructional Costs,”
 15 “HCPS Teacher’s Retirement Pension System,” and “Fringe Benefits.”

16 Compensation in terms of pension and fringe benefits are broken down by
 17 program/department, so the estimates were made slightly differently. For teacher pensions, the
 18 Weight (%) was applied to the overall budget for HCPS-specific contributions to the “HCPS
 19 Teacher’s Retirement Pension System.” For all other HCPS employees, the share of pension
 20 contributions by non-teacher employees (listed in the budget as “HCPS Employees’ Retirement &
 21 Pension System”) was estimated by dividing: (1) the reported number of Full-Time Equivalent
 22 (FTE) employees within departments/programs identified as relevant multiplied by the respective
 23 Weight (%) of each department/program, by (2) the FTE of all non-teacher employees. For fringe
 24 benefits, the FTE of teachers and employees was multiplied by the respective
 25 department/program Weight (%) and then an average overall weight percentage was multiplied
 26

27 ¹ Annual Comprehensive Financial Reports are available online at HCPS, Business Services,
 28 <https://www.hcps.org/departments/businessServices/>.

² Annual Budgets are available online at HCPS, Disbursement Reports,
<https://hcps.org/boe/budget.aspx>.

1 by total HCPS spending on each line-item fringe benefit, including health insurance, dental
 2 insurance, life insurance, etc. All FTE inputs are listed in **Attachment A**.

3 The calculation of the above estimated damages was achieved by multiplying the “Weight
 4 (%)” by the dollar value of each expenditure. Whether expressed as a proportion of time lost in
 5 terms of salary and benefits or a proportion of costs, the ultimate dollar value represents an
 6 estimate of the compensable damages incurred as a result of Defendants’ wrongful conduct.
 7 Plaintiff concludes by reiterating that these estimated damages are likely to be amended and
 8 effectively superseded by forthcoming expert reports.

9
 10 Dated: April 14, 2025

11 By: /s/ Matthew P. Legg

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 26 *Attorneys for Plaintiff Harford County Board*
 27 *of Education*

ATTACHMENT A
CONFIDENTIAL

HARFORD COUNTY PUBLIC SCHOOLS DAMAGES WORKSHEET (DATED APRIL 11, 2025)**CONFIDENTIAL****PROGRAM/DEPARTMENT WORKSHEET**

Relevant Department/Program	Subtotal FY 2016-2024	Weight (%)	Weighted Total
Instructional Salaries	\$ 1,591,000,000.00	5%	\$ 79,550,000.00
Other Instructional Costs	\$ 47,831,000.00	5%	\$ 2,391,550.00
HCPS Teachers' Retirement Pension System	\$ 82,630,534.00	5%	\$ 4,131,526.70
HCPS Employees' Retirement & Pension System	\$ 24,482,468.00	1%	\$ 364,907.29
Unemployment Compensation	\$ 1,324,435.00	3%	\$ 43,474.41
Health Insurance	\$ 739,311,891.00	3%	\$ 24,267,820.55
Dental Insurance	\$ 36,352,746.00	3%	\$ 1,193,274.35
Life Insurance	\$ 5,187,525.00	3%	\$ 170,279.86
Other Post Employment Benefits	\$ 14,681,575.00	3%	\$ 481,920.87
College Credit Reimbursement	\$ 9,288,003.00	3%	\$ 304,877.54
Office of the Principal-Salaries	\$ 147,494,035.80	10%	\$ 14,749,403.58
Legal Services	\$ 2,730,362.00	10%	\$ 273,036.20
Career and Technology Programs	\$ 78,354,424.00	2%	\$ 1,567,088.48
Office of Elem/Mid/High Schools	\$ 10,025,742.00	30%	\$ 3,007,722.60
Communications	\$ 4,228,009.00	60%	\$ 2,536,805.40
Family and Community Partnerships	\$ 1,022,667.00	5%	\$ 51,133.35
Safety and Security	\$ 12,055,311.00	40%	\$ 4,822,124.40
Psychological Services	\$ 26,878,601.00	5%	\$ 1,343,930.05
Pupil Personnel Services	\$ 19,146,721.00	5%	\$ 957,336.05
School Counseling Services	\$ 75,475,848.00	10%	\$ 7,547,584.80
Office of Technology & Information	\$ 84,218,072.00	20%	\$ 16,843,614.40
WEIGHTED TOTAL (FY 2016-2024)			\$ 166,599,410.88

HARFORD COUNTY PUBLIC SCHOOLS DAMAGES WORKSHEET (DATED APRIL 11, 2025)

CONFIDENTIAL

FULL-TIME EQUIVALENT WORKSHEET

Relevant Department/Program	FY 2016 Actual	FY 2017 Actual	FY 2018 Actual	FY 2019 Actual	FY 2020 Actual	FY 2021 Actual	FY 2022 Actual	FY 2023 Actual	FY 2024 Budget
Instructional Salaries	2609.800	2577.800	2542.400	2507.900	2436.500	2504.500	2532.800	2621.000	2631.000
Legal Services	2.000	2.000	2.000	2.000	2.000	6.000	7.000	7.000	7.000
Career and Technology Programs	122.000	123.000	123.000	117.500	109.000	115.500	120.500	127.000	127.000
Communications	5.000	5.000	5.000	5.000	5.000	6.000	6.000	6.000	6.000
Office of Elem/Mid/High Schools	7.000	7.000	7.000	7.000	6.000	8.000	8.000	9.000	9.000
Family and Community Partnerships	0.000	0.000	0.000	0.000	1.000	2.000	2.000	2.000	2.000
Safety and Security	2.000	2.000	2.000	2.000	8.000	9.000	9.000	31.000	31.000
Psychological Services	38.900	36.900	36.900	37.000	35.000	35.000	41.000	42.200	42.200
Pupil Personnel Services	20.500	20.500	20.500	20.500	25.000	25.000	25.000	30.000	30.000
School Counseling Services	120.700	118.700	119.700	120.700	121.000	122.000	125.000	127.000	128.000
Office of Technology & Information	54.000	53.000	53.000	55.000	52.000	56.000	51.000	51.000	51.000

VERIFICATION

I, Sean Bulson, declare:

I am the Superintendent for Harford County Public Schools. I am authorized to make this verification on behalf of Plaintiff, Board of Education of Harford County (“Plaintiff”). The foregoing Plaintiff’s Answer to Defendants’ Interrogatory No. 5 to Harford County BOE (Set 3) represents a corporate response, based on information, in part, assembled by the Plaintiff’s employees and/or representatives. Because the matters stated in the document identified above constitute a corporate response, they are not all necessarily within my personal knowledge, or within the personal knowledge of any single individual. Subject to these limitations, the information contained in the foregoing response is, to the best of Plaintiff’s knowledge, true and correct. Plaintiff reserves the right to make any changes should it appear that any omissions or errors have been made.

I declare under penalty of perjury that the foregoing is true and correct.

Dated: April 14, 2025

Sean Bulson
By: Sean Bulson (Apr 14, 2025 14:58 EDT)

Sean Bulson, Ed.D
Superintendent
Harford County Public Schools

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing was served via electronic mail on April 14, 2025, to Counsel for Defendants Counsel for Defendants Meta Platforms, Inc. f/k/a Facebook, Inc.; Facebook Holdings, LLC; Facebook Operations, LLC; Facebook Payments, Inc.; Facebook Technologies, LLC; Instagram, LLC; Siculus, Inc.; TikTok Inc.; TikTok LTD; TikTok LLC.; ByteDance Inc.; ByteDance LTD; Snap Inc.; YouTube, LLC; Google LLC; and Alphabet Inc.:

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TikTokSOP@kslaw.com

SERVICE-YOUTUBE INRESOCIALMEDIAM@LIST.WSGR.COM.

Dated: April 14, 2025

By: /s/ Matthew P. Legg
Counsel for Plaintiff